IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 18TH JULY 2007 / 27TH ASHADHA 1929

WP(C).No. 18519 of 2007(D)

PETITIONER:

P.A.RAGHAVAN, S/O.AYYAPPANKUTTY,
PONNARASSERY HOUSE, THAMARAYOOR P.O.,
VIA KOTTAPADI, THRISSUR DIST.

BY ADV. SMT.K.USHA
SRI.S.SHARAN

RESPONDENTS:

---

1. ADDITIONAL DISTRICT MAGISTRATE,
THRISSUR.

2. ASSISTANT EXECUTIVE ENGINEER,
ELECTRICAL SUB DIVISION,
GURUVAYOOR.

3. ANGADHAN, S/O.SANKARAN, PANIKKASSERY
HOUSE, PERAKAM, THAMARAYOOR, THRISSUR
DISTRICT.

4. SECRETARY, K.S.E.BOARD, VAIDHYUTHI
BHAVAN, PATTOM, THIRUVANANTHAPURAM.

BY ADV. SRI.P.P.THAJUDEEN, SC, K.S.E.B

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 18519 of 2007

Dated, this the 18th day of July, 2007

J U D G M E N T

Prayer in the writ petition is for a direction to shift the electric post standing close to petitioner's property but on the pathway, from which line is drawn for giving connection to 3rd respondent. Learned Standing Counsel for KSEB submitted that petitioner has entrance from his house to the road and petitioner is not a beneficiary of the pathway and therefore he has no grievance in the post standing on the pathway. Moreover, request by the petitioner to shift the post to the opposite side of the pathway is technically difficult, because stay wire has to be installed in another man's property, is what is stated by the learned Standing Counsel for the KSEB. In the circumstances, the prayer cannot be granted, more so when petitioner has no serious grievance about the post on the pathway. However, if petitioner gets consent from neighbouring owner for installing stay wire and suggests shifting of the post, there will be direction to the 2nd respondent to consider it, if it is feasible, and do it.

This writ petition is disposed of as above.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg